

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

ACE AMERICAN INSURANCE COMPANY  
a/s/o STEVEN and LAURIE FRIEDEL

2008 Civ. 2929

Plaintiff,

- against -

**RETURN OF SERVICE**

H.O. PENN MACHINERY COMPANY, INC.

Defendant.

-----X

Pursuant to Fed. R. Civ. P. Rule 4, the plaintiff hereby makes proof of service to the Court. The plaintiff attaches hereto Exhibit 1, the Affidavit of Service executed by Bruce Kustka declaring under penalty of perjury under the laws of the United States that he served a true copy of the Summons and Complaint for the above referenced civil action upon Defendant H.O. Penn Machinery Company, Inc. on March 26, 2008.

Dated: New York, New York

June 11, 2008

230-28

CASEY & BARNETT, LLC  
Attorneys for Plaintiff

By:

  
Gregory G. Barnett (GGB-3751)  
317 Madison Avenue, 21<sup>st</sup> Floor  
New York, New York 10017  
(212) 286-0225

ACE AMERICAN INSURANCE COMPANY A/S/O STEVEN AND LAURIE  
FRIEDEL

Index #: 08 CV 02929

Plaintiff(s)  
- against -

Date Filed:

H.O. PENN MACHINERY COMPANY, INC.

Defendant(s)

**AFFIDAVIT OF SERVICE**

Attorney File #1: 230-28

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

BRUCE KUSTKA BEING DULY SURNED DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on March 26, 2008 at 12:41 PM at

660 UNION AVENUE  
HOLTSVILLE, NY11742

deponent served the within true copy of the SUMMONS &amp; COMPLAINT on H.O. PENN MACHINERY COMPANY, INC., the defendant/respondent therein named,

**CORPORATION** by delivering therat a true copy of each to JOSEPHINE BENINCASE personally, deponent knew said corporation so served to be the corporation described in said SUMMONS & COMPLAINT as said defendant/respondent and knew said individual to be the GENERAL AGENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
FEMALE	WHITE	BROWN	60	5'4	140
GLASSES					

Sworn to me on: April 1, 2008

Linda Forman  
Notary Public, State of New York  
No. 01FO5031305  
Qualified in New York County  
Commission Expires August 1, 2010Robin M. Forman  
Notary Public, State of New York  
No. 01FO6125415  
Qualified in New York County  
Commission Expires April 18, 2009Larry Yee  
Notary Public, State of New York  
No. 01YE5015682  
Qualified in New York County  
Commission Expires July 26, 2009

BRUCE KUSTKA

Docket #: 549463

ACE AMERICAN INSURANCE COMPANY A/S/O STEVEN AND LAURIE  
FRIEDEL

Index #: 08 CV 02929

Plaintiff(s)

- against -

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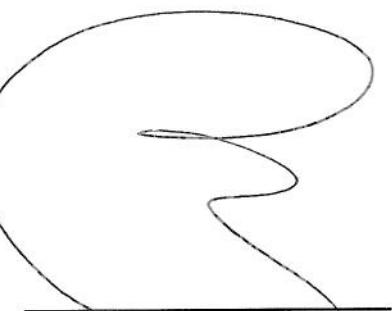
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